

# THE FRONTIER.

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O'NEILL, NEBRASKA, THURSDAY, MARCH 22, 1906

NUMBER 39.

## IRWIN CASE UNDER WAY

Alleged Slayer of Robert B. Cearn  
Again Before the Court.

### NEARLY 2 DAYS DRAWING JURY

Twenty-Four Or More Witnesses  
Called From Two Counties to Testify of What They Know.

The trial of the case of the state of Nebraska against Myron Irwin over the killing of Robert B. Cearn on March 30, 1905, was taken up in district court Tuesday of this week. The case comes on for a retrial, the defense having made a showing after the first trial sufficient to obtain a rehearing. Irwin was found guilty of manslaughter by the jury in the first trial but through a technicality in an alleged erroneous instruction to the jury a new trial was granted.

Subpoenas in the district clerk's office show that twenty-four witnesses have been called, twelve from Boyd county and twelve in this county. Those from Boyd county are:

William Wise, John Strain, William V. Horck, James Zenor, Albert Coleman, Dwight Keniston, Dr. John R. Beatty, Thomas Coleman and Dr. Cross, all called by the state; and Dr. Stockwell, Frank Hughes and Clifford Shannon, called by the defense.

The witnesses in this county were all subpoenaed in behalf of the state, with the exception of one who is called for both the state and the defense. They are: John Staples, Charles B. Scott, Charles Taylor, John Smith, George H. Post, Robert S. Cearn, James M. Morgan, William Cearn, John Fundus, John Cearn, Ellen Cearn and James Beck. The latter witness was subpoenaed by both plaintiff and defendant.

County Attorney A. F. Mullen of this city and Attorney Al Tingle of Butte are prosecuting, and M. F. Harrington and Dick Johnson defending. Myron Irwin, the accused, sits beside his attorneys manifestly deeply concerned and listening with keen attention to catch every word spoken. Robert S. Cearn, father of the murdered man, sits beside Attorneys Tingle and Mullen.

The first two days were practically consumed drawing a jury. The defense made a showing to the court to the effect that Sheriff Hall had been a principal witness for the state in the first trial, alleging prejudice on the part of the sheriff. The judge appointed Frank Campbell as special commissioner to summons a jury. The following is the jury selected:

Nels Anderson, Frank Hatch, C. W. Erickson, Patrick Lynch, A. W. Van Conet, Joe Benish, Clifford Thompson, Charles Allen, Julius Duff, Dan Sullivan and George Mitchell.

The taking of testimony was begun yesterday afternoon. The trial will be in progress for several days to come.

The crime with which Irwin is charged occurred near Radger, forty-five miles northwest of O'Neill, at the farm of Myron Irwin, at a time when the Cearn's and others in the neighborhood were called out to fight a prairie fire that started on Irwin's place. It was the culmination of a quarrel or misunderstanding between the accused and Robert B. Cearn, who was stabbed to death. Cearn was a young man, 23 years of age, having been brought up in the neighborhood in which he was killed.

### Notice to Creditors.

I want to close up all of my accounts by April 1, 1906, and will be at my former place of business till that date. All who are owing me will please call and settle in some manner by that time.

37-4 John Mann.

C Downey for Insurance. Farm and stock a specialty.

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### LOCAL MATTERS.

Will Morgan of Atkinson was in the city Saturday.

Walter LaViolette was over from Bloomfield over Sunday.

Jake Hershiser was up from Norfolk Monday on business.

Mrs. Roy Smith returned Sunday from a visit to Atkinson.

Miss Anna Cross of Atkinson was visiting friends here yesterday.

Barney Stewart came up from Page last evening, going out to the Cronin sale today.

"Abundance of Grace" is the Rev. T. W. Bowen's subject for next Sunday evening.

M. H. McCarthy is assisting Clerk Harmon during the rush incident to holding court.

Mr. and Mrs. Sanford Parker visited at the home of their daughter in Norfolk Sunday.

J. B. Mellor arrived home last Saturday evening from Omaha, where he had been operated on for appendicitis.

The board of education will elect teachers for the ensuing school year at their next regular meeting, April 9.

Pat Coyne went to Stafford yesterday with a pair of branding irons to brand the mavericks at T. V. Golden's ranch.

A. D. Palmer of Waterbury and Maude C. Smith of Page were granted license to wed Monday. The couple were married at Page.

If there are any yet who want a good bargain in flour, I have lots of it yet. Will trade for grain, hay, hides or fur.—Con Keyes.

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E. S. Gilmour was a Ewing visitor Sunday. E. S. has rented a house in the eastern part of town and will move his family here as soon as the weather moderates.

John D. Kelly filed a complaint in the county court yesterday charging, John P. and Michael P. Sullivan with assaulting him. The date of preliminary hearing has not yet been set.

Glen Pinkerman of this county and William Taylor of Lynch have been held to the district court of Boyd county in the sum of \$500 each on a charge of breaking into a hardware store at Lynch Sunday night.

W. S. Cearn, a brother of the young man killed near Badger a year ago and whose alleged slayer is now on trial in district court, came down to the trial yesterday bringing six wolf hides, which he had at the county clerk's office this morning to get the bounty of \$1.25 each.

Mr. Sutton delighted his audience with his masterly lecture—recital "Ben Hur." His arrangement is as nearly perfect as could be. His grasp of the spirit of the writer is remarkable. In each of the great scenes Mr. Sutton rose to the occasion.—Minneapolis Tribune.

According to the Norfolk News, the damage wrought to telegraph wires and poles from O'Neill west by snow and wind a few weeks ago entails the reconstruction of the whole line between here and Stuart. The News quotes Chief Lineman F. W. Koerber as its authority.

J. J. McCafferty arrived home last night from the southeastern part of the state, where he has been traveling for a stove company. J. J. has become thoroughly initiated as a knight of the grip and as he has had many years experience in the hardware business he is well qualified as a wholesale salesman. He goes from here up into Dakota.

The following are some comments on the lecture given by Harry Trumbull Sutton, who lectures at the court house in O'Neill next Sunday afternoon and evening: "Your lectures are among the very best." "Every time I listened I was thrilled." "Have heard the greatest. Professor Sutton ranks among the first." "Profound conviction, clear vision, courageous conception."

Paul Butler is home from the Rosebud country, where he has been for several months, and expects to remain till the first of April.

The W. C. T. U. will hold a business meeting at the home of Mrs. C. L. Bright on Wednesday, of March 28. All members are requested to attend.

John Hickey, Jr., and sister Anna, of West Point, have moved onto the Hanagan place north of town, which their father bought some months ago.

Gregory County Pilot: Miss Katie Stanton left Monday morning for O'Neill, Neb., for two or three weeks vacation and recreation from her labors in the Gheer & Doman store.

Rumors of Great Northern extension are again floating around. This time the newspaper reporters are constructing a line from O'Neill across into Boyd county and on over into Dakota.

The following births have been reported the past week: Martin and Monica Bazelman, March 15, a boy; Peter and Wilhelmina Classen, March 16, a boy; James and Teresa Connolly, March 19, a girl; D. J. and Mary Cronin, a boy on March 21.

The damage suit against the county tried in district court last week, resulted in verdicts allowing the following amounts to the several claimants: Arthur Smith, \$205; Levi Van Valkenberg, \$70.50; Michael Gallagher, \$199.50; Sarah O'Donnell, \$85.00.

Fire last night destroyed a small dwelling house in the vicinity of the old chinery factory, known as the Kirwin place. Ed Tierney and family resided in the house but were not at home last night and all their household goods were destroyed. It is not known how the fire originated.

Members of the fire department were called from their warm firesides between seven and eight o'clock Saturday evening by an alarm of fire. The Mrs. Taylor house in the northeast part of town was reported on fire, and the fire boys pulled their carts a distance of a half a mile only to find a hay pile on fire at Billy Hagensick's place.

So far as is known now the municipal ticket this year will be candidates as follows: Mayor, D. A. Doyle, Ed F. Gallagher; treasurer, J. F. Gallagher; clerk, Romaine Saunders, W. K. Hodgkin; police judge, E. P. Hicks, Sheridan Simmons; alderman First ward, T. D. Hanley, H. A. Polk; Second ward, Neil Brennan, M. H. McCarthy; Third ward, Henry Zimmerman, J. B. Mellor.

Harry Trumbull Sutton, Prof. of Elocution in Cotner University, will read his Monologue "Ben Hur" Saturday night, March 24, in the court house at 8:30 o'clock. Admission 25 cents. Tickets on sale at the drug store. Prof. Sutton will also speak on temperance Sunday, the 25th at 3 p.m. and 8:30 o'clock in the evening, at the court house. Every one invited to these lectures. Admission free.

Lynch Journal: Wednesday M. T. Elliott leased house and livery barn to Elvin Long of Dorsey for one year, possession to be given April 1. Mr. Elliott and family expect to spend the next year camping out and traveling. They will spend the summer with relatives in Colorado and later go on to California. Mr. Long is quite well known here and will be a very desirable addition to our business men.

Spencer Advocate: Miss Minnie Mohr of Hainesville, Holt county, sister of Wm. and Allen Mohr of this place, was married last Monday noon at the home of her parents, to Mr. Frank Mott, a fine young man who is also of the Hainesville neighborhood. The wedding was attended by practically all of the neighbors among whom the young folks are very popular. After they return from a visit to friends at Rushville, they will settle down on the groom's farm in Knox county.

Philetus Kinney died at his home in O'Neill on Friday last, at the age of 58 years, 6 months and 8 days. The deceased had been in a poor state of health for many months, internal complications resulting from an accident while working with a hay stacker nearly two years ago. It was feared at the time of the accident that he could not survive, but he regained a portion of his former vigor. The deceased was a native of New York, where he was born on September 8, 1847. He had long been a resident of this community and was always well spoken of by his friends and acquaintances. The funeral occurred Monday, the interment being made in the Protestant cemetery. He leaves a wife and one young daughter, besides grown and married children.

For Rent.—The Carlon farm adjoining O'Neill, Neb., running water good pasture and meadow, etc. Write Thomas Carlon, Court House, Denver, Colo.

### C. & N. W. LEADS OUT.

Announces New Rate to Boost "Seeing America First" Movement.

Chicago, March 16.—The passenger department of the Chicago & Northwestern railway announces that as a means of increasing the efficiency of the "Seeing America First" movement, round trip tickets will be sold over that line to all Pacific coast points, good on their fast limited trains, at the rate of \$75 from Chicago, daily June 1 to September 15.

Every facility is being provided for in the way of stopovers and other conveniences, and the tourist movement to the Pacific coast, for the coming season promises to show an increase of many thousand people over that of any season ever known.

### "Irish History and the Irish Question"

McClure-Phillips have recently published an important book, "Irish History and the Irish Question," by Prof. Goldwin Smith, author of "Irish Character and Irish History." In order properly to lay the ground for an understanding of present conditions, Prof. Goldwin Smith gives a clear account of the relations, since the earliest epochs, politically and historically, of Ireland, to England. The roots of the present difficulties thus clearly shown, the author devotes his closing chapters to an examination of the question of "home rule" as it exists to-day. Whether it could be or is advantageous to the Irish he debates temperately and without bias; exhibiting the influences which have combined to put Ireland in its present predicament, and pointing out how climate, over-population and other natural causes are quite as responsible for the poverty of the country as English oppression. He also considers the emigration to America and the Fenian movement and their relation to the problem.

### Wanted His Description.

Norfolk News: Excitement in Norfolk reached something of a high point among a few persons yesterday afternoon when a rumor spread about the streets to the effect that Patrick Hagerty, the fugitive O'Neill banker, had been apprehended. The rumor proved to be false and was based on the fact that a Union Pacific agent at Grand Island had telegraphed to Agent Elseffer at the Union Pacific station here, asking for a description of Hagerty. Mr. Elseffer said this morning that the Grand Island agent said nothing to indicate that Hagerty was in sight, merely desiring, it is presumed, to know what Hagerty looked like so that, in case he should turn up at Grand Island, he could be spotted and that reward of \$1,000 claimed.

### To the Public.

We have a very large stock of furniture and hardware that we wish to turn into money and for the next thirty days, special bargains will be on all goods purchased. It will pay you to examine the stock and prices.

After thirty days we intend to add several thousand dollars in goods to the store. Everything will be up-to-date and sold as cheap as can be given bought anywhere. Goods will be bought generally in car load lots and saving will be made at every point in order that the purchaser may get the benefit. This town deserves and will have a first class hardware store where can be bought at prices as low as anywhere in Nebraska. Your patronage is solicited.

38-3 Golden Furniture & Hardware Co.

### Many There From Here.

An Atkinson special says that the high school contest which took place there Friday was decided in favor of Miss Zela Jarvis, who will represent Atkinson in the coming contest at Norfolk. The judges, who are from O'Neill, Mr. Doyle, Mr. Donohoe and T. V. Golden, gave entire satisfaction in the decision rendered. About thirty people, old and young, were in attendance from O'Neill, and after the contest the Eleventh grade of the Atkinson school gave a banquet to the high school pupils of O'Neill, which proved to be a very enjoyable affair.

### Advertised Letters.

The following letters remain uncalled for in the O'Neill postoffice for the week ending Mar. 17, 1906:

S. A. Park, Geo. W. Bridger & Co., O. D. Brown, Mrs. Geo. Bowden, Jessie Bowden, Lottie Borghers, E. H. Berhart, Mrs. John Corley, Mrs. Henry Dooley, Joe Seeh 2.

In calling for the above please say "advertised." If not called for in two weeks will be sent to dead letter office.

D. H. Cronin, Postmaster.

For Sale.—A church organ in good condition, can also be used as a school or cottage organ. Inquire at G. W. Smith's Temple of Music.

### MINOR MENTION.

Ray Saberson went to Allen the first of the week.

B. A. Powell and J. C. Addison were in from the Minneola country yesterday on business.

P. J. Biglin and J. M. Trommer-shauser drove to Emmet today to attend a public sale.

Mr. Butterfield, a stock feeder of Norfolk, was in town yesterday and bought a car of young hogs of Cowperthwaite & Son and will take them to his feed yards at Norfolk.

The county board closed a long session last Friday to meet again on April 9. All of the proceedings are correctly published in this paper as fast as supplied by the county clerk.

John Miskimins has sold his cattle and hogs that have been yarded during the winter in the corral adjacent to the Galena lumber yards. C. C. Skinner bought the cattle and Cowperthwaite & Son bought the hogs.

Tom Coyne departed this morning for the Clipper mining camp in Washington. Tom has had some experience in mining in Arizona and it may confidently be expected that things will fly around the Clipper after Tom gets there.

In theory, yesterday was the beginning of spring. The weather still has some of winter's characteristics, however. While the snow has about faded, thin crusts of ice still accumulate during the night and the roads are rendered extremely rough.

T. N. J. Hynes arrived here last evening from Park City, Utah, being called home on account of the serious illness of his wife, who, for the third time, has suffered a stroke of paralysis. Their son Will came up Monday from Omaha, where he is attending school.

The joint meeting of the literary and musical clubs will be held at the residence of Mr. and Mrs. T. V. Golden on Tuesday evening, March 27. All members are requested to be present and respond to roll call with a quotation from James Whitcomb Riley. A very interesting program has been prepared for the occasion.

Perkins Brook is watching the corners these days with his weather eye open. Perkins has been clothed with the authority to chase down absentees from the public schools and is doing a good job of it. Since the board took the matter of truants in hand no children of school age have been noted loitering about the streets and byways.

Rev. Father Murphy's temperance lecture at the court-house last evening was listened to by a large audience. The lecturer held their rapt attention throughout, presenting his subject in a forceful and logical manner. Father Murphy came here at the solicitation of the local Woman's Christian Temperance Union, which organization has been doing active work along temperance lines here the past year.

The jury in the case of the state of Nebraska against James R. Thomas, tried in district court last week, brought in a verdict of acquittal. Thomas was charged with felonious assault on Thos. McPharlin. The trial of the case attracted considerable attention and drew a goodly crowd of the morbidly curious to the court room. The jury got the case Saturday evening and were not long in arriving at a verdict.

### Card of Thank.

We desire to express our thanks through the columns of The Frontier, to the friends and neighbors who so kindly assisted us during the illness and death of our beloved husband and father.

Mrs. Mary Kinney and family.

The Frontier has a stock of good typewriting paper.

## FRIENDLY SONS BANQUET

St. Patrick's Day Duly Observed by Local Irishmen.

### ORATORY, WIT, AND WISDOM

Pronounced One of the Most Enjoyable Social Affairs of the Season By Those Present.

The banquet given last Saturday evening—March 17—by the Friendly Sons of St. Patrick, was one of the pleasantest and most enjoyable events of the kind ever given in O'Neill. The "spread" was furnished by Landlord Evans, of the Evans Hotel, while members of the Friendly Sons acted as waiters. After the wants of the inner man had been satisfied, Col. Neil Brennan, who had been selected as toastmaster, called the assembly to order and announced the rules governing the entertainment. Every person called upon by the toastmaster was to make a speech, sing a song, render a recitation or dance a jig or a clog and the rules were strictly observed by the sixty banqueters who sat around the table. Rev. M. F. Cassidy, Father Dobsen and Father Capus, of Omaha were honored guests and each delivered a short address appropriate to the occasion.

The flow of oratory, wit and wisdom lasted until midnight, when the meeting adjourned and every one present was unanimous in the opinion that it was the most successful affair ever given by the sons of the Emerald Isle in the Emerald city.

"A very sad funeral occurred here when the body of H. H. Rayermer arrived from Lincoln," says a special from Atkinson to the Norfolk News. "He was formerly a resident of Atkinson and a very popular young man. He also lived at one time in Ewing, which place was the home of his wife. He suffered some weeks with inflammatory rheumatism, but was again out and went to bed as usual the night of his death. During the night his wife was awakened by a peculiar noise, and found him dying. By the time the doctor could be called he was pronounced dead. The news was 'phoned to the parents at this place, the body following. The father was so overcome with grief that it was feared for a time that he would not be able to stand the shock. The widow and brother returned to Lincoln. The twin brothers, Dan and Charles, are in business at that place."

A Favorite Remedy for Babies. Its pleasant taste and prompt cures have made Chamberlain's Cough Remedy a favorite with the mothers of small children. It quickly cures their coughs and colds and prevents any danger of pneumonia or other serious consequences. It not only cures croup, but when given as soon as the croupy cough appears will prevent the attack. For sale by P. C. Corrigan.

A Scientific Wonder. The cures that stand to its credit make Bucklen's Arnica Salve a scientific wonder. It cured E. R. Mulford, lecturer for the Patrons of Husbandry, Waynesboro, Pa., of a distressing case of Piles. It heals the worst Burns, Sores, Boils, Ulcers, Cuts, Wounds, Chills and Salt Rheum. Only 25c at P. C. Corrigan's drug store.

For an Impaired Appetite. Loss of appetite always results from faulty digestion. All that is needed is a few doses of Chamberlain's Stomach and Liver Tablets. They will invigorate the stomach, strengthen the digestion and give you an appetite like a wolf. These Tablets also act as a gentle laxative. For sale by P. C. Corrigan.

## Announcement

Having bought the John Mann Harness Shop and restocked it with new goods I invite those needing anything in the Harness line to come in and see me. A full stock of the best goods at prices that will please you. A square deal to everybody and nothing but honest goods sold. At the old stand on Douglas street.

E. S. GILMOUR

Highest Cash Price Paid for Hides

M. DOWLING, President

JAS. F. O'DONNELL, Cashier

CAPITAL & SURPLUS \$55,000.00

O'NEILL NAT'L BANK

5 Per Cent Paid on Time Certificates of Deposit

This Bank carries no indebtedness of Officers or Stockholders